

Attorney Docket No.: ISPH-0531
Inventors: Nickoloff
Serial No.: 09/743,163
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REMARKS

Claims 1-19 are pending in this application.

The Examiner has suggested that the previous reply to the Restriction requirement mailed on April 26, 2002 by the Applicant was not fully responsive in that Applicant's provisional election of Group I claims 1-3, 4-5, 11-12 and 14-19 based upon the three groups as set forth and restricted by the PCT case examination, was not considered to set forth an election of invention to be examined even though the requirement was traversed. Further, the Examiner suggests that no species election was made. Applicants respectfully disagree.

Applicant's previous reply fully set forth the reasons that Applicant believed that this restriction requirement was in error. As such, Applicant believed that the invention elected by claims 1-3, 4-5, 11-12 and 14-19 was a proper Group and no further species election was necessary. Reconsideration and withdrawal of the Restriction requirement is respectfully requested in view of the remarks set forth in the previous reply mailed April 26, 2002.

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However, in an effort to be fully responsive, Applicant hereby elects Group I, claims 1-3 and further elects species CD161 for examination.

Respectfully submitted,

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Date: August 15, 2002

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